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(Original Signature of Member)

113TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To amend title 10, United States Code, to ensure that members of the reserve components of the Armed Forces who have served on active duty or performed active service since September 11, 2001, in support of a contingency operation or in other emergency situations receive credit for such service in determining eligibility for early receipt of non-regular service retired pay, and for other purposes.

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**IN THE HOUSE OF REPRESENTATIVES**

Mr. WILSON of South Carolina introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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**A BILL**

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1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1   **SECTION 1. SHORT TITLE.**

2           This Act may be cited as the “National Guardsmen  
3   and Reservists Parity for Patriots Act”.

4   **SEC. 2. FINDINGS.**

5           Congress makes the following findings:

6           (1) Since September 11, 2001, members of the  
7           reserve components of the Armed Forces have been  
8           sent into harm’s way and fought alongside members  
9           of the regular components of the Armed Forces.

10          (2) Between September 11, 2001, and January  
11          28, 2008, more than 600,000 members of the re-  
12          serve components have been mobilized in support of  
13          military operations in Iraq and Afghanistan and for  
14          other contingency operations.

15          (3) More than 142,000 members of the reserve  
16          components have been mobilized more than once  
17          during this same period.

18          (4) In recognition of the service performed by  
19          these members of the reserve components, Congress  
20          enacted section 647 of the National Defense Author-  
21          ization Act for Fiscal Year 2008 (Public Law 110–  
22          181, 122 Stat. 160), which amended section 12731  
23          of title 10, United States Code, to offer an earlier  
24          retirement benefit for members of the reserve com-  
25          ponents who are mobilized in support of contingency  
26          operations.

1           (5) However, the amendment made by section  
2       647 of the National Defense Authorization Act for  
3       Fiscal Year 2008 only considers service performed  
4       after the date of the enactment of such Act, January  
5       28, 2008, and this effective date fails to recognize  
6       the service and sacrifice made by members of the re-  
7       serve components between September 11, 2001, and  
8       January 28, 2008.

9   **SEC. 3. CONSIDERATION OF SERVICE SINCE SEPTEMBER**  
10                   **11, 2001, IN DETERMINING EARLY ELIGIBILITY**  
11                   **FOR RECEIPT OF NON-REGULAR SERVICE RE-**  
12                   **TIRED PAY.**

13       Section 12731(f)(2)(A) of title 10, United States  
14       Code, as added by section 647 of the National Defense  
15       Authorization Act for Fiscal Year 2008 (Public Law 110–  
16       181, 122 Stat. 160), is amended—

17           (1) by striking “January 28, 2008” and insert-  
18       ing “September 11, 2001”; and

19           (2) by striking “in any fiscal year after such  
20       date” and inserting “such duty or service after that  
21       date during fiscal year 2002 and any subsequent fis-  
22       cal year”.